

B 25C (Official Form 25C) (12/08)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In re BMW CONSTRUCTION, INC.
*Debtor*Case No. 09 B 35420

Small Business Case under Chapter 11

SMALL BUSINESS MONTHLY OPERATING REPORT

Month: October

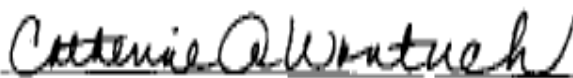
Date filed: _____

Line of Business: General Contracting

NAISC Code: _____

IN ACCORDANCE WITH TITLE 28, SECTION 1746, OF THE UNITED STATES CODE, I DECLARE UNDER PENALTY OF PERJURY THAT I HAVE EXAMINED THE FOLLOWING SMALL BUSINESS MONTHLY OPERATING REPORT AND THE ACCOMPANYING ATTACHMENTS AND, TO THE BEST OF MY KNOWLEDGE, THESE DOCUMENTS ARE TRUE, CORRECT AND COMPLETE.

RESPONSIBLE PARTY:



Original Signature of Responsible Party

Catherine A. Wantuch

Printed Name of Responsible Party

Questionnaire: (All questions to be answered on behalf of the debtor.)

	Yes	No
1. IS THE BUSINESS STILL OPERATING?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. HAVE YOU PAID ALL YOUR BILLS ON TIME THIS MONTH?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. DID YOU PAY YOUR EMPLOYEES ON TIME?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. HAVE YOU DEPOSITED ALL THE RECEIPTS FOR YOUR BUSINESS INTO THE DIP ACCOUNT THIS MONTH?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. HAVE YOU FILED ALL OF YOUR TAX RETURNS AND PAID ALL OF YOUR TAXES THIS MONTH?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. HAVE YOU TIMELY FILED ALL OTHER REQUIRED GOVERNMENT FILINGS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. HAVE YOU PAID ALL OF YOUR INSURANCE PREMIUMS THIS MONTH?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. DO YOU PLAN TO CONTINUE TO OPERATE THE BUSINESS NEXT MONTH?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. ARE YOU CURRENT ON YOUR QUARTERLY FEE PAYMENT TO THE U.S. TRUSTEE?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. HAVE YOU PAID ANYTHING TO YOUR ATTORNEY OR OTHER PROFESSIONALS THIS MONTH?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
11. DID YOU HAVE ANY UNUSUAL OR SIGNIFICANT UNANTICIPATED EXPENSES THIS MONTH?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
12. HAS THE BUSINESS SOLD ANY GOODS OR PROVIDED SERVICES OR TRANSFERRED ANY ASSETS TO ANY BUSINESS RELATED TO THE DIP IN ANY WAY?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
13. DO YOU HAVE ANY BANK ACCOUNTS OPEN OTHER THAN THE DIP ACCOUNT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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- | | | |
|---|--------------------------|-------------------------------------|
| 14. HAVE YOU SOLD ANY ASSETS OTHER THAN INVENTORY THIS MONTH? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 15. DID ANY INSURANCE COMPANY CANCEL YOUR POLICY THIS MONTH? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 16. HAVE YOU BORROWED MONEY FROM ANYONE THIS MONTH? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 17. HAS ANYONE MADE AN INVESTMENT IN YOUR BUSINESS THIS MONTH? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 18. HAVE YOU PAID ANY BILLS YOU OWED BEFORE YOU FILED BANKRUPTCY? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

TAXES

DO YOU HAVE ANY PAST DUE TAX RETURNS OR PAST DUE POST-PETITION TAX OBLIGATIONS? ☐ ☒

IF YES, PLEASE PROVIDE A WRITTEN EXPLANATION INCLUDING WHEN SUCH RETURNS WILL BE FILED, OR WHEN SUCH PAYMENTS WILL BE MADE AND THE SOURCE OF THE FUNDS FOR THE PAYMENT.

*(Exhibit A)***INCOME**

PLEASE SEPARATELY LIST ALL OF THE INCOME YOU RECEIVED FOR THE MONTH. THE LIST SHOULD INCLUDE ALL INCOME FROM CASH AND CREDIT TRANSACTIONS. (THE U.S. TRUSTEE MAY WAIVE THIS REQUIREMENT.)

TOTAL INCOME \$ 5,239.94

SUMMARY OF CASH ON HAND

Cash on Hand at Start of Month \$ 3,446.91

Cash on Hand at End of Month \$ 122.03

PLEASE PROVIDE THE TOTAL AMOUNT OF CASH CURRENTLY AVAILABLE TO YOU **TOTAL** \$ 44.72

*(Exhibit B)***EXPENSES**

PLEASE SEPARATELY LIST ALL EXPENSES PAID BY CASH OR BY CHECK FROM YOUR BANK ACCOUNTS THIS MONTH. INCLUDE THE DATE PAID, WHO WAS PAID THE MONEY, THE PURPOSE AND THE AMOUNT. (THE U.S. TRUSTEE MAY WAIVE THIS REQUIREMENT.)

TOTAL EXPENSES \$ 8,147.09

*(Exhibit C)***CASH PROFIT**

INCOME FOR THE MONTH (TOTAL FROM EXHIBIT B) \$ 5,239.94

EXPENSES FOR THE MONTH (TOTAL FROM EXHIBIT C) \$ 8,147.09

(Subtract Line C from Line B)

CASH PROFIT FOR THE MONTH \$ -2,907.15

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UNPAID BILLS

PLEASE ATTACH A LIST OF ALL DEBTS (INCLUDING TAXES) WHICH YOU HAVE INCURRED SINCE THE DATE YOU FILED BANKRUPTCY BUT HAVE NOT PAID. THE LIST MUST INCLUDE THE DATE THE DEBT WAS INCURRED, WHO IS OWED THE MONEY, THE PURPOSE OF THE DEBT AND WHEN THE DEBT IS DUE. *(THE U.S. TRUSTEE MAY WAIVE THIS REQUIREMENT.)*

TOTAL PAYABLES \$ 0.00

*(Exhibit D)***MONEY OWED TO YOU**

PLEASE ATTACH A LIST OF ALL AMOUNTS OWED TO YOU BY YOUR CUSTOMERS FOR WORK YOU HAVE DONE OR THE MERCHANDISE YOU HAVE SOLD. YOU SHOULD INCLUDE WHO OWES YOU MONEY, HOW MUCH IS OWED AND WHEN IS PAYMENT DUE. *(THE U.S. TRUSTEE MAY WAIVE THIS REQUIREMENT.)*

TOTAL RECEIVABLES \$ 0.00

*(Exhibit E)***BANKING INFORMATION**

PLEASE ATTACH A COPY OF YOUR LATEST BANK STATEMENT FOR EVERY ACCOUNT YOU HAVE AS OF THE DATE OF THIS FINANCIAL REPORT OR HAD DURING THE PERIOD COVERED BY THIS REPORT.

*(Exhibit F)***EMPLOYEES**

NUMBER OF EMPLOYEES WHEN THE CASE WAS FILED? 2
 NUMBER OF EMPLOYEES AS OF THE DATE OF THIS MONTHLY REPORT? 2

PROFESSIONAL FEES***BANKRUPTCY RELATED:***

PROFESSIONAL FEES RELATING TO THE BANKRUPTCY CASE PAID DURING THIS REPORTING PERIOD? \$ 0.00

TOTAL PROFESSIONAL FEES RELATING TO THE BANKRUPTCY CASE PAID SINCE THE FILING OF THE CASE? \$ 0.00

NON-BANKRUPTCY RELATED:

PROFESSIONAL FEES NOT RELATING TO THE BANKRUPTCY CASE PAID DURING THIS REPORTING PERIOD? \$ 0.00

TOTAL PROFESSIONAL FEES NOT RELATING TO THE BANKRUPTCY CASE PAID SINCE THE FILING OF THE CASE? \$ 0.00

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PROJECTIONS

COMPARE YOUR ACTUAL INCOME AND EXPENSES TO THE PROJECTIONS FOR THE FIRST 180 DAYS OF YOUR CASE PROVIDED AT THE INITIAL DEBTOR INTERVIEW.

	Projected	Actual	Difference
INCOME	\$ 58,000.00	\$ 5,239.94	\$ -52,760.06
EXPENSES	\$ 57,396.00	\$ 8,147.09	\$ -49,248.91
CASH PROFIT	\$ 604.00	\$ -2,907.15	\$ -3,511.15

TOTAL PROJECTED INCOME FOR THE NEXT MONTH:	\$ 5,850.00
TOTAL PROJECTED EXPENSES FOR THE NEXT MONTH:	\$ 2,500.00
TOTAL PROJECTED CASH PROFIT FOR THE NEXT MONTH:	\$ 3,350.00

ADDITIONAL INFORMATION

PLEASE ATTACH ALL FINANCIAL REPORTS INCLUDING AN INCOME STATEMENT AND BALANCE SHEET WHICH YOU PREPARE INTERNALLY.

BMW Construction, Inc.

Cash Receipts Journal

For the Period From Oct 1, 2009 to Oct 31, 2009

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

Date	Account ID	Transaction Ref	Line Description	Debit Amnt	Credit Amnt
10/2/09	49000	28136	Discounts Taken	11.24	
	11000		Invoice: 1746		661.21
	10050		PLS Financial Services, Inc.	649.97	
10/16/09	11000	028691	Invoice: 1750		1,500.00
	10050		PLS Financial Services, Inc.	1,500.00	
10/16/09	11000	28692	Invoice: 1747		581.30
	11000		Invoice: 1749		847.43
	11000		Invoice: 1751		150.00
	10050		PLS Financial Services, Inc.	1,578.73	
10/28/09	11000	Cash	Invoice: 1752		1,500.00
	10050		Michael P. Basile	1,500.00	
				5,239.94	5,239.94

BMW Construction, Inc.

Cash Disbursements Journal

For the Period From Oct 1, 2009 to Oct 31, 2009

Filter Criteria Includes: Report order is by Date. Report is printed in Detail Format.

Date	Check #	Account I	Line Description	Debit Amou	Credit Amou
10/2/09	Debit #842	20000	Invoice: 072009-BP	22.86	
		20000	Invoice: 073009-DyerMobil	41.19	
		20000	Invoice: 080409-DyerMobil	20.09	
		20000	Invoice: 080409-Speedway	10.00	
		20000	Invoice: 080609-HighlandGas	5.86	
		10050	Matthew Wantuch-Reimbursement		100.00
10/2/09	Debit-ASCII	61000	Repairs on Sonoma	265.17	
		10050	Debit		265.17
10/2/09	T-105	23610	Liability #2008-09878699	30.00	
		10050	Indiana Department of Revenue		30.00
10/3/09	Debit-854	20000	Invoice: 080709-Casey's	20.00	
		10050	Matthew Wantuch-Reimbursement		20.00
10/3/09	Debit-DyerMobil	61050		39.73	
		10050	Debit		39.73
10/4/09	Debit-Chili's	67000	Matt and Mike Basile	57.57	
		10050	Debit		57.57
10/6/09	Debit-BP	61050		50.69	
		10050	Debit		50.69
10/6/09	Web-9F9WQ-M1LLD	20000	Invoice: TravelAgencyFee	30.00	
		20000	Invoice: 082109-AmericanAirl	422.20	
		20000	Invoice: 080309-ChgoParking	4.00	
		10050	American Express		458.20
10/7/09	Debit-Gas	61050		35.47	
		10050	Debit		35.47
10/7/09	Debit-Parking	75800		1.10	
		10050	Debit		1.10
10/8/09	Debit-HD	20000	Invoice: 080709-Casey's	25.86	
		20000	Invoice: 081209-Mobil	10.00	
		20000	Invoice: 081309-BP	30.00	
		20000	Invoice: DyerMobil	15.00	
		20000	Invoice: 081009-Mobil	10.00	
		20000	Invoice: FaberPaint	2.87	
		10050	Matthew Wantuch-Reimbursement		93.75
10/8/09	Web-9F9W9-81ZRN	20000	Invoice: 7-210/P2256	30.82	
		20000	Invoice: 7-268/P2322	77.04	
		10050	B & H Technical Services, Inc.		107.86
10/8/09	Web-9F9X3-JH5XC	81000		139.54	
		10050	AT&T		139.54
10/8/09	Web-9F9XD-LLCQD	81000		278.23	
		10050	Verizon Wireless		278.23
10/12/09	Debit-HomeDepot	50500		35.35	
		10050	Debit		35.35
10/13/09	CPs	61050		32.00	
		10050	Debit		32.00
10/13/09	Debit-1052	20000	Invoice: HomeDepot	40.00	
		10050	Matthew Wantuch-Reimbursement		40.00
10/13/09	Debit-B&H	20000	Invoice: P3030	40.45	

BMW Construction, Inc.

Cash Disbursements Journal

For the Period From Oct 1, 2009 to Oct 31, 2009

Filter Criteria Includes: Report order is by Date, Report is printed in Detail Format.

Date	Check #	Account I	Line Description	Debit Amou	Credit Amou
		10050	B & H Technical Services, Inc.		40.45
10/13/09	Pepper8	61050		35.56	
		10050	Debit		35.56
10/14/09	Debit-Meljer	20000	Invoice: FaberPaint	116.02	
		20000	Invoice: 062009-FaberPaint	118.89	
		20000	Invoice: HomeDepot	23.30	
		10050	Matthew Wantuch-Reimbursement		258.21
10/14/09	Debit-MeljerGas	61050		47.78	
		10050	Debit		47.78
10/14/09	Debit-Speedway	61050		39.16	
		10050	Debit		39.16
10/15/09		61000		12.85	
		10050	Yahoo Biz Mail		12.85
10/15/09	Debit-Starbucks	20000	Invoice: HomeDepot	9.58	
		10050	Matthew Wantuch-Reimbursement		9.58
10/16/09	WebPay-9G3W4-02BQJ	20000	Invoice: 063009	830.00	
		10050	Robert A. Cribari		830.00
10/16/09	WebPay-9G3WB-L01FX	20000	Invoice: 0591315	642.00	
		10050	Anderson Look		642.00
10/17/09	Debit-ASC II	61000	Repairs to Yukon	203.52	
		10050	Debit		203.52
10/18/09	Debit-DyerMobil	61050		48.27	
		10050	Debit		48.27
10/19/09	Debit-ASC II1	61000	Repairs to Yukon	506.57	
		10050	Debit		506.57
10/19/09	DyerMobil	61050		44.99	
		10050	Debit		44.99
10/20/09	PayByPhone-3454	20000	Invoice: OnTheBorder	49.86	
		20000	Invoice: 090809-O'HareParking	30.00	
		20000	Invoice: 090809-Avis	84.01	
		20000	Invoice: 092209-AgencyFee	30.00	
		20000	Invoice: 092209-AmericanAirl	579.20	
		20000	Invoice: 100109-Avis	148.23	
		62000	Finance Charge	8.90	
		10050	American Express		830.20
10/20/09	WebPay-9H20M-D778B	78000	Repair of Cathy's power supply	130.00	
		10050	Randy Winter		130.00
10/21/09	Menards	50500		174.59	
		10050	Debit		174.59
10/21/09	Menards1	50500		97.17	
		10050	Debit		97.17
10/21/09	Menards3	50500		15.24	
		10050	Debit		15.24
10/22/09	DyerMobil	61050		44.78	
		10050	Debit		44.78

BMW Construction, Inc.

Cash Disbursements Journal

For the Period From Oct 1, 2009 to Oct 31, 2009

Filter Criteria Includes: Report order is by Date. Report is printed in Detail Format.

Date	Check #	Account I	Line Description	Debit Amou	Credit Amou
10/22/09	Huntley's	67000 10050	Michael Basile and Matt Debit	15.78	15.78
10/22/09	Menards	50500 10050	Debit	238.66	238.66
10/23/09	BP	61050 10050	Debit	51.12	51.12
10/23/09	Menards	50500 10050	Debit	95.79	95.79
10/24/09	l-Pass	75800 10050	Debit	40.00	40.00
10/24/09	Target	20000 20000 10050	Invoice: HomeDepot Invoice: 082009-HighlandGas Matthew Wantuch-Reimbursement	18.63 42.49	59.12
10/25/09	Speedway	61050 10050	Debit	40.00	40.00
10/25/09	T-108	89000 10050	3rd Qtr. U.S. Trustee	325.00	325.00
10/29/09	Debit-ExxonMobil	61050 10050	Debit	51.89	51.89
10/29/09	Debit-Parking	75800 10050	Parking for Bankruptcy Hearing Debit	25.00	25.00
10/30/09	Debit-Speedway	61050 10050	Debit	44.10	44.10
10/31/09	Debit-HomeDepot	50500 10050	Materials Debit	192.47	192.47
10/31/09	P-100	24000 10075	4th Qtr (Oct.) 2009 Providence Bank	133.00	133.00
10/31/09	P-101	23810 10075	4th Qtr (Oct) 2009 Indiana Department of Revenue	17.60	17.60
10/31/09	WebPay-9J519-78HJM	70000 10050	State Farm	394.44	394.44
10/31/09	WebPay-9J51H-ZMMY7	70000 10050	State Farm	317.33	317.33
10/31/09	WebPay-9J51T-PZ40Y	70000 10050	NGL Insurance Group	93.08	93.08
10/31/09	WebPay-9J522-DYQ4H	65500 10050	Membership Dues Sam's Club	35.00	35.00
10/31/09	WebPay-9J529-63004	81000 10050	AT&T	137.40	137.40
10/31/09	WebPay-9J52H-V65RM	77000 10050	Leasing Charges Pitney Bowes Global Financial Services	146.59	146.59
Total				8,147.09	8,147.09

BMW Construction, Inc.
Balance Sheet
October 31, 2009

ASSETS

Current Assets		
General Account-02251197	\$	95.12
Payroll Account-02251205		26.91
		<u>122.03</u>
Total Current Assets		122.03
Property and Equipment		
Furniture and Fixtures		800.00
Accum. Depreciation-Furniture		(797.00)
		<u>3.00</u>
Total Property and Equipment		3.00
Other Assets		
		<u>0.00</u>
Total Other Assets		0.00
Total Assets	\$	<u>125.03</u>

LIABILITIES AND CAPITAL

Current Liabilities		
Accounts Payable	\$	37,320.48
Due To/From Shareholders		5,441.96
Due to/from CW Consulting		(557.97)
401 K Deductions Payable		5,336.62
Federal Payroll Taxes Payable		133.00
FUTA Tax Payable		88.10
State Taxes Payable IN		(30.00)
SUTA Tax Payable		8.80
Payroll Deposit		(133.00)
Bank One Line of Credit		99,367.45
		<u>146,975.44</u>
Total Current Liabilities		146,975.44
Long-Term Liabilities		
		<u>0.00</u>
Total Long-Term Liabilities		0.00
Total Liabilities		146,975.44
Capital		
Common Stock		100.00
Retained Earnings		(133,075.74)
Draw: Matthew Wantuch		(60.00)
Net Income		(13,814.67)
		<u>(146,850.41)</u>
Total Capital		(146,850.41)
Total Liabilities & Capital	\$	<u>125.03</u>